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Rebecca McDowell Cook  
**Secretary of State**

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Documents will be accepted for filing on all regular workdays from 8:00 a.m. until 5:00 p.m. We encourage early filings to facilitate the timely publication of the *Missouri Register*. Orders of Rulemaking appearing in the *Missouri Register* will be published in the *Code of State Regulations* and become effective as listed in the chart above. Advance notice of large volume filings will facilitate their timely publication. We reserve the right to change the schedule due to special circumstances. Please check the latest publication to verify that no changes have been made in this schedule.

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## HOW TO CITE RULES AND RSMo

**RULES**—Cite material in the *Missouri Register* by volume and page number, for example, Vol. 24, *Missouri Register*, page 27. The approved short form of citation is 24 MoReg 27.

The rules are divided in the *Code of State Regulations* in this system—

Title	Code of State Regulations	Division	Chapter	Rule
1	CSR	10-	1.	010
Department		Agency, Division	General area regulated	Specific area regulated

They are properly cited by using the full citation , i.e., 1 CSR 10-1.010.

Each department of state government is assigned a title. Each agency or division in the department is assigned a division number. The agency then groups its rules into general subject matter areas called chapters and specific areas called rules. Within a rule, the first breakdown is called a section and is designated as (1). Subsection is (A) with further breakdown into paragraph 1., subparagraph A., part (I), subpart (a), item I. and subitem a.

**RSMo**—Cite material in the RSMo by date of legislative action. The note in parentheses gives the original and amended legislative history. The Office of the Revisor of Statutes recognizes that this practice gives users a concise legislative history.

**R**ules appearing under this heading are filed under the authority granted by section 536.025, RSMo Supp. 1999. An emergency rule may be adopted by an agency if the agency finds that an immediate danger to the public health, safety or welfare, or a compelling governmental interest requires emergency action; follows procedures best calculated to assure fairness to all interested persons and parties under the circumstances; follows procedures which comply with the protections extended by the *Missouri* and the *United States Constitutions*; limits the scope of such rule to the circumstances creating an emergency and requiring emergency procedure, and at the time of or prior to the adoption of such rule files with the secretary of state the text of the rule together with the specific facts, reasons and findings which support its conclusion that there is an immediate danger to the public health, safety or welfare which can be met only through the adoption of such rule and its reasons for concluding that the procedure employed is fair to all interested persons and parties under the circumstances.

**R**ules filed as emergency rules may be effective not less than ten days after filing or at such later date as may be specified in the rule and may be terminated at any time by the state agency by filing an order with the secretary of state fixing the date of such termination, which order shall be published by the secretary of state in the *Missouri Register* as soon as practicable.

**A**ll emergency rules must state the period during which they are in effect, and in no case can they be in effect more than 180 calendar days or 30 legislative days, whichever period is longer. Emergency rules are not renewable, although an agency may at any time adopt an identical rule under the normal rulemaking procedures.

*ating the emergency. This emergency amendment is calculated to assure fairness to all interested persons and parties under the circumstances. Emergency amendment filed February 1, 2000, effective July 1, 2000, expires December 27, 2000.*

(1) A brake performance test shall be performed by an inspector/mechanic on all single unit motor vehicles equipped with mechanical, hydraulic or power assisted hydraulic service brakes. The brake performance test may be conducted by using any one (1) of the following procedures: a decelerometer test, a drive and stop test, a brake testing machine, or a dynamometer test. The selected test shall be conducted on the inspection station premises.

(C) Brake Testing Machine. Drive vehicle onto brake testing machine. Apply brakes firmly at a speed from four to eight (4-8) mph without wheel lock-up. **If a computerized brake testing machine is utilized, a copy of the results will be provided to the vehicle owner.**

1. Reject vehicle if:

A. The vehicle is not capable of developing evaluated braking force equal to or greater than that shown for its classification as prescribed in Table I. At least three (3) tests should be made before a vehicle is rejected;

B. Any wheel fails to indicate braking action;

C. The reading on any one (1) wheel is less than seventy-five percent (75%) of the reading on the other wheel on the same axle; or

D. The braking force of both wheels on one (1) axle is more than seventy-five percent (75%) of the total force of all the wheels.

E. Master cylinder gasket is torn or misshaped.

*AUTHORITY: section 307.360, RSMo 1994. Original rule filed Nov. 4, 1968, effective Nov. 14, 1968. For intervening history, please consult the Code of State Regulations. Emergency amendment filed Feb. 1, 2000, effective July 1, 2000, expires Dec. 27, 2000. A proposed amendment covering this same material is published in this issue of the Missouri Register.*

## Title 11—DEPARTMENT OF PUBLIC SAFETY Division 50—Missouri State Highway Patrol Chapter 2—Motor Vehicle Inspection Division

### EMERGENCY AMENDMENT

**11 CSR 50-2.150 Brake Performance.** The division is amending subsection (1)(C).

*PURPOSE: This amendment defines a procedure to be followed when brake testing machines are used as part of the brake test and is necessary due to recent legislative changes effective July 1, 2000.*

*EMERGENCY STATEMENT: In 1999, the Missouri General Assembly passed into law Senate Bill 19. This legislation embodies revisions to the existing safety inspection program that become effective July 1, 2000. It is necessary to revise existing rules which address aspects of the safety inspection procedure that are affected by the legislative change. In the absence of these rule changes, the safety inspection procedures will conflict with related statutes on and following the effective date of the revised legislation. The Patrol finds an immediate danger to the health, safety and welfare to the citizens of Missouri and a compelling governmental interest, which requires emergency action. This emergency amendment complies with the protections extended by the Missouri and United States Constitutions and limits its scope to the circumstances cre-*

## Title 11—DEPARTMENT OF PUBLIC SAFETY Division 50—Missouri State Highway Patrol Chapter 2—Motor Vehicle Inspection Division

### EMERGENCY AMENDMENT

**11 CSR 50-2.160 Brake Components.** The division is amending section (2).

*PURPOSE: This amendment details the procedure to follow if the brake performance test is conducted on a computerized brake testing machine allowed by recent legislative changes effective July 1, 2000.*

*EMERGENCY STATEMENT: In 1999, the Missouri General Assembly passed into law Senate Bill 19. This legislation embodies revisions to the existing safety inspection program that become effective July 1, 2000. It is necessary to revise existing rules which address aspects of the safety inspection procedure that are affected by the legislative change. In the absence of these rule changes, the safety inspection procedures will conflict with related statutes on and following the effective date of the revised legislation. The Patrol finds an immediate danger to the health, safety and welfare to the citizens of Missouri and a compelling governmental interest, which requires emergency action. This emergency amendment complies with the protections extended by the Missouri and United States Constitutions and limits its scope to the circumstances creating the*

*emergency. This emergency amendment is calculated to assure fairness to all interested persons and parties under the circumstances. Emergency amendment filed February 1, 2000, effective July 1, 2000, expires December 27, 2000.*

(2) Drums, Discs, and Internal Brake Components. At least one (1) front or one (1) rear wheel and drum must be removed on each passenger vehicle, one-half (1/2) ton and three-quarter (3/4) ton pickup trucks, or similar type vehicles not equipped with dual rear wheels. Only the wheel must be removed on vehicles equipped with disc brakes. Identification marks shall be made on the wheel and lug before removal so the wheel can be remounted in the same position to insure wheel balance. On drum brake systems, a new cotter pin must always be used when remounting a wheel and drum. **The removal of a wheel and/or drum is not required if the brake performance test has been administered using an approved computerized brake testing machine. When an approved computerized brake testing machine is used, and no wheel is removed, the inspector shall mark through the space on the MVI-2 form provided for "Brake Inspected" with the letters "CBTM."** When removal of a wheel is required, a wheel appearing to leak brake fluid or grease, shall be the wheel removed to inspect for contamination. Wheels on four (4)-wheel drive vehicles equipped exclusively with drum-type brakes are not required to be removed.

*AUTHORITY: section 307.360, RSMo 1994. Original rule filed Nov. 4, 1968, effective Nov. 14, 1968. For intervening history, please consult the Code of State Regulations. Emergency amendment filed Feb. 1, 2000, effective July 1, 2000, expires Dec. 27, 2000. A proposed amendment covering this material is published in this issue of the Missouri Register.*

**Title 11—DEPARTMENT OF PUBLIC SAFETY  
Division 50—Missouri State Highway Patrol  
Chapter 2—Motor Vehicle Inspection Division**

**EMERGENCY AMENDMENT**

**11 CSR 50-2.290 Fuel [Tank] System.** The division is amending the rule title, amending section (1), amending subsections (2)(A) and (2)(B), amending section (3), and amending subsections (4)(A) and (4)(B).

*PURPOSE: This amendment requires the inspection of the entire fuel system and not just the fuel tank because of recent legislative changes effective July 1, 2000.*

*EMERGENCY STATEMENT: In 1999, the Missouri General Assembly passed into law Senate Bill 19. This legislation embodies revisions to the existing safety inspection program that become effective July 1, 2000. It is necessary to revise existing rules which address aspects of the safety inspection procedure that are affected by the legislative change. In the absence of these rule changes, the safety inspection procedures will conflict with related statutes on and following the effective date of the revised legislation. The Patrol finds an immediate danger to the health, safety and welfare to the citizens of Missouri and a compelling governmental interest, which requires emergency action. This emergency amendment complies with the protections extended by the Missouri and United States Constitutions and limits its scope to the circumstances creating the emergency. This emergency amendment is calculated to assure fairness to all interested persons and parties under the circumstances. Emergency amendment filed February 1, 2000, effective July 1, 2000, expires December 27, 2000.*

(1) Inspect the fuel tank(s), fuel lines **and** connections *[at the fuel tank(s)]*, filler tube, and filler tube cap on gasoline or diesel fueled vehicles.

(2) Reject vehicle if:

(A) There is fuel leakage *[in the fuel line connections]* at *[the tank(s)]* **any location**;

(B) Fuel tank is not securely attached *[or leaks]*; or

(3) Inspect Compressed Fuel Systems *[Tank(s) and fuel line connections at the fuel tank(s)]*. Inspect for the decal issued by the Division of Weights and Measures, Department of Agriculture on liquefied petroleum gas (LPG) systems.

(4) Reject compressed fuel systems if:

(A) There is fuel leakage *[in the fuel line connections]* at *[the tank(s)]* **any location**;

(B) Fuel tank is not securely attached *[or leaks]*; or

*AUTHORITY: section 307.360, RSMo 1994. Original rule filed Nov. 9, 1971, effective Nov. 19, 1971. For intervening history, please consult the Code of State Regulations. Emergency amendment filed Feb. 1, 2000, effective July 1, 2000, expires Dec. 27, 2000. A proposed amendment covering this same material is published in this issue of the Missouri Register.*